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Adan Ayala, Esq.

PTO/SB/21 (09-04)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid QMB control number. Application Number 10/758,492 TRANSMITTAL Filing Date January 15, 2004 RECEIVED **FORM** CENTRAL FAX CENTER First Named Inventor Joseph Domes Art Unit <u>FE</u>B**IO** 1 2005 Examiner Name (to be used for all correspondence after initial filling) Total Number of Pages In This Submission Attorney Docket Number TN-09425C ENCLOSURES (check all that apply) Fee Transmittal Form ☐ Drawing(s) ☐ After Allowance Communication to TC Appeal Communication to Board ☐ Fee Attached Licensing-related Papers of Appeals and Interferences Petition Amendment / Reply Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Atter Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Terminal Disclaimer Extension of Time Request Other Enclosure(s) (ploase identify below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement ☐ Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR1.52 or 1,53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Black & Decker Signature Printed Name Adan Ayala, Esq. Date Reg. February 1, 2005 38,\$73 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature

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## UTILITY PATENT

B&D No. TN-09425C

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

In re application of: Joseph DOMES

FEB 0 1 2005

Serial No.: 10/758,492

Examiner:

Filed: January 15, 2004

Group Art Unit:

For: RUGGEDIZED TRADEWORKERS RADIO

Assistant Commissioner for Patents Washington, DC 20231

## THIRD PRELIMINARY AMENDMENT

I, Adan Ayala, PTO Reg. No. 38,373, hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Nax No. (703) 872-9306 on Feb. 1, 2005

Adan Ayala

Dear Sir:

Prior to examination on the merits, please amend the above-identified application as

follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.